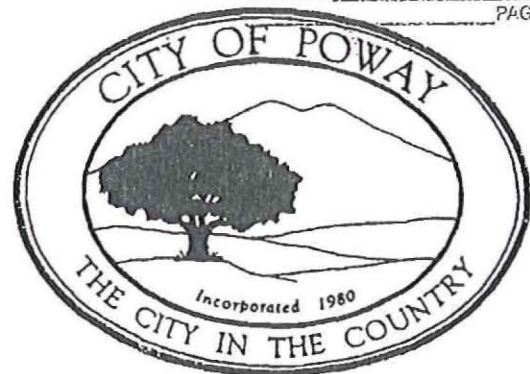


# NOTICE

☒ **STOP WORK**  
☐ **CORRECT WORK**



DATE: 2/10/08  
PROJ: 2440012  
14272 Trench

THIS PROJECT IS IN CONFLICT WITH THE FOLLOWING:

- ☐ STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION
- ☐ SAN DIEGO REGIONAL STANDARD DRAWINGS
- ☒ CITY OF POWAY GRADING ORDINANCE (1.)
- ☐ CITY OF POWAY WATER STANDARDS
- ☐ CITY OF POWAY SEWER STANDARDS
- ☐ OTHER: \_\_\_\_\_

THE AREA(S) OF CONFLICT IS:

Grading in an ephemeral stream  
is not allowed. Please contact Jim Lyon at Planning  
prior to restoring the graded area to its original state  
Jim Lyon the 668 4857

All grading & impact is to  
stop immediately

THIS NOTICE WAS ISSUED TO:

CC:

DATE:

TIME:

BY:

TITLE:

PHONE:

Bill Moritz

2/10/08

2:53 PM

Don Sharp

Construction Inspector

958-472-0251

IF YOU HAVE FURTHER QUESTIONS, PLEASE CALL THE CITY OF POWAY'S DEVELOPMENT SERVICE'S DEPARTMENT AT THE ABOVE LISTED TELEPHONE NUMBER.

- (1.) A VIOLATION OF THE CITY OF POWAY'S GRADING ORDINANCE IS A MISDEMEANOR. EACH SEPARATE DAY OR PORTION THEREOF ON WHICH A VIOLATION EXISTS OR IS ALLOWED TO EXIST SHALL CONSTITUTE A SEPARATE OFFENSE PUNISHABLE BY THE PROVISIONS OF THE ORDINANCE.



ROUGH DRAFT

ROUGH DRAFT

ROUGH DRAFT

Q Have you ever had any conversations with Dennis Bechter about that?

A Maybe general discussions but no training or anything of that nature.

Q Did Bill Moritz tell you what happens during storm events on his property, specifically relating to that ephemeral stream?

A Back in February 14th?

Q At any time.

A Not that I recall no.

Q You mentioned earlier that he described a stone creek.

A Yes.

Q I'm going to show you what's been marked as Exhibit 52. Have you seen that document before?

A Yes.

Q What is that?

A That was a drawing done by his daughter depicting what he believed was an appropriate restoration plan for the creek.

Q Did you believe that the stone creek that he described was appropriate?

A I thought it was in its initial design in this configuration as far as the picture, the concept was good. Ultimately, I mean, you need to have a better

ROUGH DRAFT

ROUGH DRAFT

ROUGH DRAFT

engineering design to really evaluate whether it's sufficient to carry the required storm volumes. And this is kind of an artist's rendering of a -- well, it should be an engineering drawing.

Q Referring to Exhibit 52?

A Correct.

Q Did you tell him that he needed to do more in the way of planning or drawings back in February of 2008 or did you tell him that he had done enough?

A I believe at the time we said we needed to have some sort of drawing that would depict how he would restore the stream and that this was the first shot or subsequent to or in response to that request.

Q So if I understand your testimony correctly, then, back in February of 2008, you told him that he needed to have -- he needed to show the city of Poway what he intended to do for the stream and the response to that was Exhibit 52?

A Correct.

Q Did you ever talk to him about Exhibit 52 after you received it?

A No.

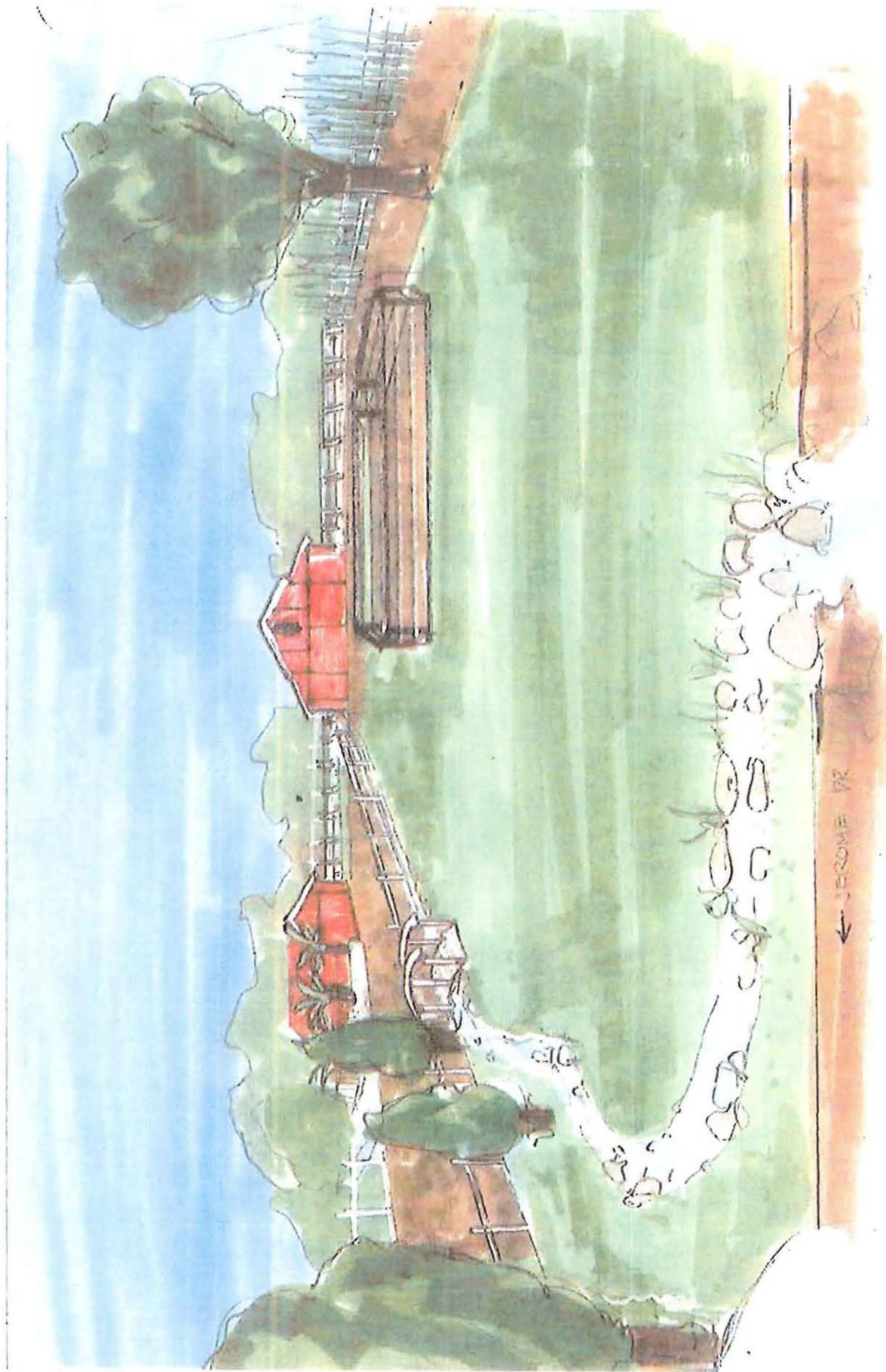
Q Do you know if anybody did?

A I do not.

Q Did you tell him not to do any further work







Moritz Residence.  
14272 Jerome Drive  
Poway, Ca 92064

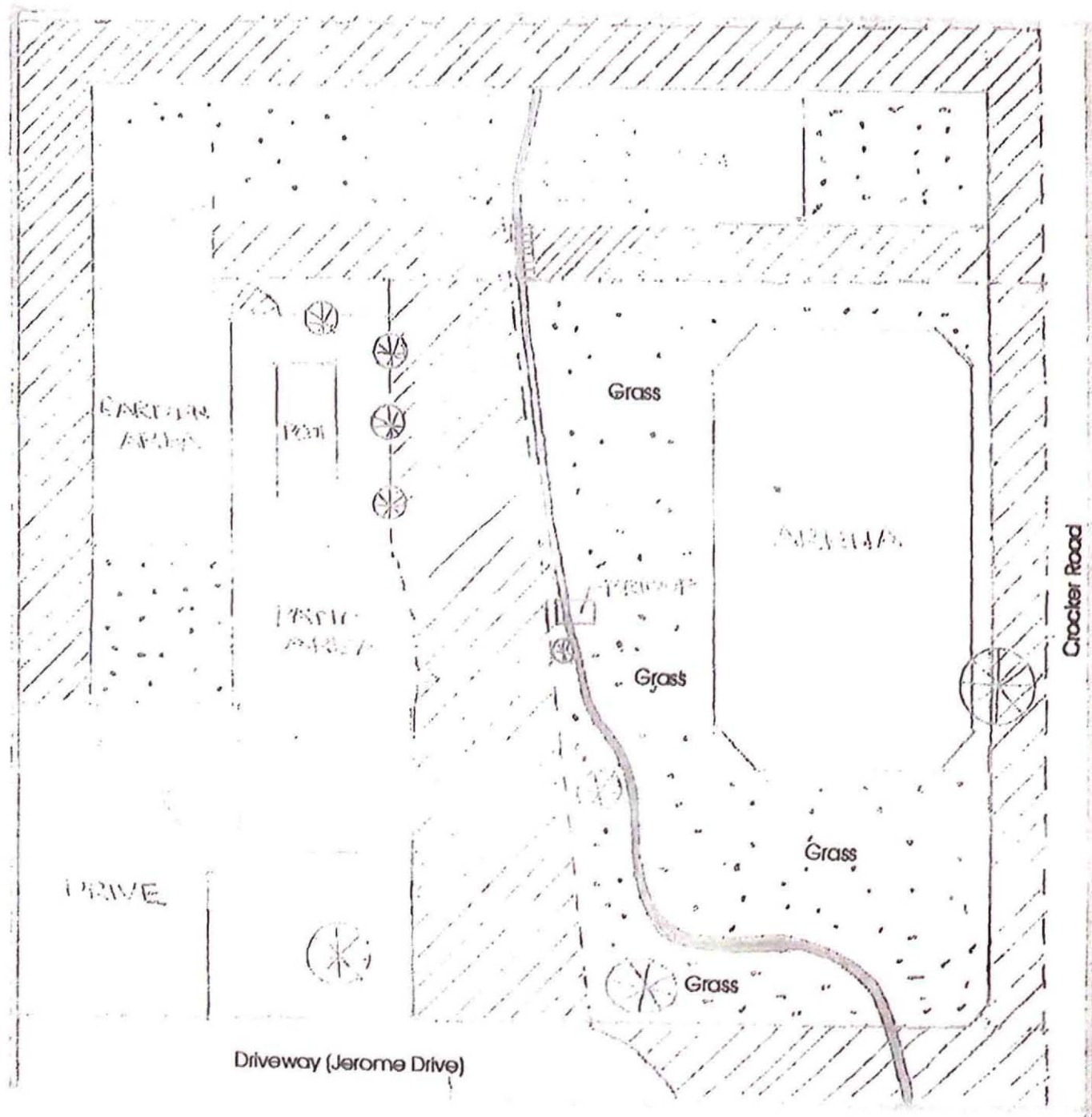
858 735-5589

Landscapes plan for  
equestrian area with  
storm water channel

Artist's Rendering

- not to scale -

Landscape plan for  
equestrian area with  
storm water channel



Moritz Residence  
14272 Jerome Drive  
Poway, Ca 92064

858 735-5589

Grass

Grass

5' wide x 2' deep  
stone channel





FOR DEPARTMENT USE ONLY  
 Date Received: **05/14/08** Amount Received: **\$200.00** Amount Due: **\$** Date Complete: \_\_\_\_\_ Notification No.: **1600-2008-0169-R5**  
**KELLY FISHER**



STATE OF CALIFORNIA  
 DEPARTMENT OF FISH AND GAME  
**NOTIFICATION OF LAKE OR STREAMBED ALTERATION**



Complete EACH field, unless otherwise indicated, following the enclosed instructions and submit ALL required enclosures. Attach additional pages, if necessary.

**1. APPLICANT PROPOSING PROJECT**

Name  
 Business/Agency  
 Street Address  
 City, State, Zip  
 Telephone  
 Email

**DR BILL & LORI MORITZ**  
**14272 JEROME DRIVE**  
**POWAY, CA 92064**  
**858 735-5589**  
**DRBill@ShareKids.com**

Fax

**2. CONTACT PERSON (Complete only if different from applicant)**

Name  
 Street Address  
 City, State, Zip  
 Telephone  
 Email

Fax

**3. PROPERTY OWNER (Complete only if different from applicant)**

Name  
 Street Address  
 City, State, Zip  
 Telephone  
 Email

Fax

**4. PROJECT NAME AND AGREEMENT TERM**

A. Project Name  
 B. Agreement Term Requested  
 C. Project Term  
 Beginning (year) Ending (year)

☐ Regular (5 years or less)  
☐ Long-term (greater than 5 years)

D. Seasonal Work Period Start Date (month/day) End Date (month/day)  
 E. Number of Work Days

**CAO # R9-2008-0074**

**Place ID 719044**  
**Party ID 472125**  
**Reg. Measure 347272**

# NOTIFICATION OF LAKE OR STREAMBED ALTERATION

## 5. AGREEMENT TYPE

Check the applicable box. If box B, C, D, or E is checked, complete the specified attachment.

- A. ☒ Standard (Most construction projects, excluding the categories listed below)
- B. ☐ Gravel/Sand/Rock Extraction (Attachment A) Mine I.D. Number: \_\_\_\_\_
- C. ☐ Timber Harvesting (Attachment B) THP Number: \_\_\_\_\_
- D. ☐ Water Diversion/Extraction/Impoundment (Attachment C) SWRCB Number: \_\_\_\_\_
- E. ☐ Routine Maintenance (Attachment D)
- F. ☐ DFG Fisheries Restoration Grant Program (FRGP) FRGP Contract Number: \_\_\_\_\_
- G. ☐ Master
- H. ☐ Master Timber Harvesting

## 6. FEES

Please see the current fee schedule to determine the appropriate notification fee. Itemize each project's estimated cost and corresponding fee. Note: The Department may not process this notification until the correct fee has been received.

A. Project	B. Project Cost	C. Project Fee
1	< 5,000	\$200. ✓
2		
3		
4		
5		

D. Base Fee  
(if applicable)  
E. TOTAL FEE  
ENCLOSED

\$200. ✓

## 7. PRIOR NOTIFICATION OR ORDER

A. Has a notification previously been submitted to, or a Lake or Streambed Alteration Agreement previously been issued by, the Department for the project described in this notification?

- ☐ Yes (Provide the information below) ☒ No

Applicant: \_\_\_\_\_ Notification Number: \_\_\_\_\_ Date: \_\_\_\_\_

B. Is this notification being submitted in response to an order, notice, or other directive ("order") by a court or administrative agency (including the Department)?

- ☐ No ☒ Yes (Enclose a copy of the order, notice, or other directive. If the directive is not in writing, identify the person who directed the applicant to submit this notification and the agency he or she represents, and describe the circumstances relating to the order.)

☐ Continued on additional page(s)